IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.21994 of 2006

Dated: November 13, 2006

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Between:

N. Ruma Sheetal, D/o. No. Surya Rao, aged about 18 years, H.No.40-803 A, Flat No.103, R.R. Apartments, Nehrunagar, Kurnool – 518 004.

… Petitioner

And

Convenor, EAMCET-2006-07, Jawaharlal Nehru Technological University, Kukatpally, Hyderabad, and others.

… Respondents

Order:

This Writ Petition has been filed seeking Mandamus to declare the action of respondents 2 and 3 in not admitting the petitioner into B.V.Sc. course under Sports Quota as illegal and arbitrary and consequential direction to respondents 2 and 3 to admit her into the said course under Sports Quota.

2. Petitioner who appeared for EAMCET 2006-07 secured rank '028451' and claimed a seat in B.Sc. (Ag.) under the quota reserved for

sportspersons. Her case is that she received two telegrams, one on 10-10-2006 and the other on 11-10-2006 stating she was provisionally selected for B.V.Sc. & A.H. course and B.Sc. (Ag.) course and was asked to report to the Associate Dean, College of Veterinary Science, Tirupati and the Associate Dean, Agricultural College, Mahanandi, respectively. According to her, she approached the third respondent with all originals and prescribed fee on 16-10-2006 for admission into B.V.Sc. course, but she was informed that one Narra Harika was allotted the seat in B.V.Sc. course and she was denied a seat in the said course.

3. Heard learned counsel for petitioner and learned Standing Counsel appearing on behalf of respondents.

4. Second respondent has filed counter affidavit stating that petitioner was selected for admission into B.Sc. (Ag.) course under sports quota as per priority and was not selected for B.VSc. & AH course as claimed by her and the classes for the aforesaid courses commenced on 02-09-2006. It is stated that the petitioner was informed telegraphically on 10-10-2006 that she was provisionally selected for B.Sc. (Agriculture) course under sports quota and was advised to report to the Associate Dean, Agricultural College, Mahanandi, on or before 16-10-2006. It is further stated that petitioner was never issued telegram stating that she was selected in B.V.Sc. & AH course.

5. Even as per the averments in the counter affidavit, petitioner was not selected for B.V.Sc. & AH course, but was selected only for B.Sc. (Ag.) course. Hence, the action of the respondents in not admitting her into B.V.Sc. & AH course cannot be said to be illegal. However, during the course of arguments, learned counsel for the petitioner submitted that the candidate who was admitted into B.Sc. (Ag.) course did not join in the said course and sought direction to the respondents to join the petitioner in the seat that fell vacant. However, it is to be noticed that as per the schedule notified by the university for this academic year, commencement of

instruction started from 02-09-2006 itself, and nearly more than two months have elapsed and internal examinations are stated to be scheduled from 15-12-2006. The case of the petitioner cannot be considered and respondents cannot be directed to join the petitioner at this stage, i.e. midway through the course and any such direction would disturb the entire schedule of the course itself. As much as the petitioner was admitted into B.Sc. (Ag.) course, I do not find any valid ground to issue directions at this stage to the respondents as sought.

6. The Writ Petition is devoid of merits and is accordingly dismissed. No order as to costs.

JUSTICE R. SUBHASH REDDY.

November 13, 2006
MRR